

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: U.S. Patent Application of Wayne L. RANDELL et al.
App. No.: 09/845,396
Filed: April 30, 2001
Examiner: Jennifer L. LIVERSEDGE
Art Unit: 3628
For: METHOD AND SYSTEM FOR PROCESSING INVOICES

SUPPLEMENTAL AFFIDAVIT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir/Madam:

I, Brigitte Mattar, of the Town of Mount Royal in the Province of Quebec, Canada, being duly sworn, in supplement to the statements set forth in the Affidavit executed by me on January 16, 2008, depose and state:

1. As indicated in my Affidavit of January 16, 2008, and as evidenced by Exhibits "J", "K" and "L" attached thereto, I transmitted a first draft of the above-identified patent application to Mrs. Jennifer Marvin of Canadian National Railway Company (hereinafter referred to as "CN") on March 28, 2001.
2. I confirm having examined my records in connection with my files nos. 10103-169, 10103-170 and 10103-171 in order to determine the events that took place between April 3, 2001 and April 30, 2001. My file no. 10103-169 corresponds to Canadian patent application no. 2,345,598, which is the Canadian counterpart of the above-identified U.S. patent application, my file no. 10103-170 corresponds to the above-identified U.S. patent application and my file no. 10103-171 corresponds to Canadian patent application no. 2,345,505, which is the Canadian counterpart of the U.S. patent application no. 09/845,380.
3. I confirm having been involved in the preparation of both U.S. patent application no. 09/845,380 and the above identified U.S. patent application (U.S. application no. 09/845,396) because these two applications pertained to related technology.
4. Attached hereto as Exhibits "M1" to "M14" are copies of documents taken from my files nos. 10103-169 and 10103-170 as evidence of acts that took place between March 28, 2001 and April 30, 2001 in connections with these files. In particular:
 - a) Attached hereto and marked Exhibit "M1" is a copy of an e-mail dated March 28, 2001 from Mrs. Jennifer Marvin of CN acknowledging receipt of patent information. This email was sent in reply to my e-mail dated March 28, 2001 which was enclosed as exhibit "K" in my Affidavit of January 16, 2008.

- b) According to the calendar of 2001, the dates of March 31 and April 1, 2001 correspond to a weekend. I confirm that the offices of Smart & Biggar, my employer, were closed on these days.
- c) Attached hereto and marked Exhibit "M2" is a redacted copy of a time entry log taken from my file no. 10103-169 wherein non-relevant portions have been blacked out. This time entry log includes time entries associated with the preparation of the above noted patent application. As can be seen, an entry was made by me on April 6, 2001 for "TC with Jennifer Marvin" which indicates that on April 6, 2001 (which was a Friday), I had a telephone discussion with Mrs. Jennifer Marvin of CN in connection with the present patent application.
- d) Attached hereto and marked Exhibit "M3" is a copy of an e-mail dated Friday, April 6, 2001 from Mrs. Jennifer Marvin. As indicated in the e-mail, its purpose was to provide me with the names and address of the individuals qualifying as inventors for the present application.
- e) According to the calendar of 2001, the dates of April 7 and 8, 2001 correspond to a weekend. I confirm that the offices of Smart & Biggar, my employer, were closed on these days.
- f) On Monday, April 9, 2001, I confirm having spent several hours reviewing the draft of the patent application. As shown in the time entry log of Exhibit "M2", two (2) time entries entered by me on April 9, 2001 are for "preparing patent application".
- g) Attached hereto and marked Exhibit "M4" is a copy of an e-mail dated Monday, April 9, 2001 that I prepared and transmitted to Mrs. Jennifer Marvin of CN. As indicated in the body of the e-mail, its purpose was to transmit to Mrs. Jennifer Marvin a revised draft of the above-identified patent application for comment.
- h) Attached hereto and marked Exhibit "M5" is a copy of an e-mail dated April 9, 2001 that I prepared and transmitted to Mrs. Brigitte Catellier of CN. As indicated in the body of the e-mail, its purpose was to request that Mrs. Brigitte Catellier confirm the name and address of the assignee for the present application.
- i) Attached hereto and marked Exhibit "M6" is a copy of an e-mail dated April 9, 2001 that was sent from Mrs. Brigitte Catellier's e-mail to me. As indicated in the body of the e-mail, its purpose was to reply to my e-mail of April 9, 2001 (Exhibit "M5") and confirm the name and address of the assignee for the present application.
- j) I confirm having spent several hours on April 10 and 11, 2001 working on a patent application in connection with my file no. 10103-171. Additional

details and evidence regarding the work done on these dates are provided below in section 5 a) of the present Affidavit.

- k) Attached hereto and marked Exhibit "M7" is a copy of an e-mail dated April 11, 2001 that was sent from Mrs. Jennifer Marvin's e-mail to me. As indicated in the body of the e-mail, its purpose was to reply to my e-mail of April 9, 2001 to Mrs. Jennifer Marvin (Exhibit "M4") and to indicate that Mrs. Jennifer Marvin will be contacting me with comments.
- l) According to the calendar of 2001, the dates of April 13-16, 2001 correspond to Easter weekend. I confirm that the offices of Smart & Biggar, my employer, were closed on these days (offices closed Friday April 13, 2001 through Monday April 16, 2001).
- m) I confirm having spent several hours on April 17 and 18, 2001 working on the patent application in connection with my file no. 10103-171. Additional details and evidence regarding the work done on these dates are provided below in sections 5 a) and b) of the present Affidavit.
- n) I confirm having sent on April 20, 2001 a draft of the patent application I prepared in connection with my file no. 10103-171. Additional details and evidence of the work done on that date are provided below in section 5 c) of the present Affidavit.
- o) According to the calendar of 2001, the dates of April 21 and 22, 2001 correspond to a weekend. I confirm that the offices of Smart & Biggar, my employer, were closed on these days.
- p) Attached hereto and marked Exhibit "M8" is a copy of a letter dated April 23, 2001 prepared and transmitted according to my instructions to Mrs. Jennifer Marvin of CN. As indicated in the body of the letter, its purpose was to transmit to Mrs. Jennifer Marvin a final draft of the above-identified patent application along with forms for signature by the inventors.
- q) Attached hereto and marked Exhibit "M9" is a copy of a courier slip of a courier package in which was enclosed the letter dated April 23, 2001 shown Exhibit "M8". As indicated on the courier slip, the courier package was received at the destination on April 24, 2001.
- r) Attached hereto and marked Exhibit "M10" is a copy of an e-mail dated April 25, 2001 from Mrs. Renata Gut of CN. As indicated in the body of the e-mail, its purpose was to provide me with revised information pertaining to the inventors of the present patent application.
- s) Also shown as part of Exhibit "M10" is a copy of an e-mail dated April 26, 2001 that I prepared and transmitted to Mrs. Johanne Bisson of my office. As indicated in the body of the e-mail, its purpose was to request that

new formal documents be prepared reflecting the revised information provided in the e-mail dated April 25, 2001 from Mrs Renata Gut.

- t) Attached hereto and marked Exhibit "M11" is a copy of an e-mail dated April 26, 2001 that I prepared and transmitted to Mrs. Mrs Renata Gut indicating that revised formal documents will be prepared and will be sent to her by overnight courier.
 - u) Attached hereto and marked Exhibit "M12" is a copy of an e-mail dated April 27, 2001 that I prepared and transmitted to Mrs. Mrs Renata Gut forwarding revised formal documents for signature by the inventors.
 - v) Attached hereto and marked Exhibit "M13" is a copy of a letter dated April 27, 2001 prepared and transmitted according to my instructions to the Law Firm of Senniger, Powers, Leavitt & Roedel (hereinafter the U.S. Firm) in the United States. As indicated in the body of the letter, its purpose was to instruct the U.S. Firm to proceed with the filing of the above noted patent application on April 30, 2001.
 - w) According to the calendar of 2001, the dates of April 28 and 29, 2001 correspond to a weekend. I confirm that the offices of Smart & Biggar, my employer, were closed on these days.
 - x) Attached hereto and marked Exhibit "M14" is a copy of a letter dated April 30, 2001 signed by Mr. Paul I.J. Fleishut of the U.S. Firm and confirming that the above-noted patent application had been filed in the United States Patent and Trademark Office on April 30, 2001.
5. Attached hereto as Exhibits N1 to N3 are copies of documents taken from my file no. 10103-171 as evidence of acts that took place between March 28, 2001 and April 30, 2001 in connection with this file. In particular:
- a) Attached hereto and marked Exhibit "N1" is a redacted copy of a time entry log taken from my file no. 10103-171 wherein non-relevant portions have been blacked out. As can be seen, I made several entries between March 29, 2001 and April 27, 2001. Based on these entries, I confirm that several hours were spent preparing a patent application on April 10, 11, 17 and 18, 2001.
 - b) Attached hereto and marked Exhibit "N2" is a copy of an e-mail dated April 18, 2001 that I prepared and transmitted to Mrs. Jennifer Marvin of CN. As indicated in the body of the e-mail, its purpose was to transmit to Mrs. Jennifer Marvin a first draft of the patent application in my file no. 10103-171.
 - c) Attached hereto and marked Exhibit "N3" is a copy of a letter dated April 20, 2001 prepared and transmitted according to my instructions to Mrs. Jennifer Marvin of CN. As indicated in the body of the letter, its purpose was

to transmit to Mrs. Jennifer Marvin a first draft of the patent application in my
file no. 10103-171.

6. I swear this Affidavit with the knowledge that willful false statements and the like are
punishable by fine and imprisonment, or both under section 1001 of Title 18 of the
United States Code and that such willful false statements may jeopardize the validity
of the above-referenced application or any patent issued thereon.

SWORN BEFORE ME AT the
City of Montreal, Province of
Quebec, Canada, on this 17th
day of June, 2008.


A Commissioner, etc.


BRIGIDE MATTAR



Application No. 09/845,398
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M1

Mattar, Brigide

From: Jennifer.Marvin@cn.ca
Sent: March 28, 2001 5:21 PM
To: Mattar, Brigide
Subject: Re: Patent Application

eSafe Protect Gateway (tm) has scanned this mail for viruses, vandals and suspicious attachments and has found it to be CLEAN.
Brigide,

I received the patent info. Thank you.

Did you have a chance to find out about the logos?

Thanks

Jen

Jennifer Marvin
eBusiness Client Manager
Business Improvement Group
Revenue Management
Toronto
Phone: (416) 217-6085
Fax: (416) 217-6190

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M2

FILE NO. 10103-169IN-FILE LOG
DEFERRED BILLING DATA

S/C OR DISB. ADI NO.	DESCRIPTION	AGENT OR GROUP NO.	DATE	TIME IN MINUTES	DISB. OR S/C \$	ENTERED AT VDT
	opening file + 1st content letter	358	March 8 2001	0.2		✓
	preparing patent application	358	March 7 2001	7.5		✓
	preparing patent application	358	March 8, 2001	6.5		✓
	preparing patent application 3:50	358	March 8 2001	1.4		✓
	preparing patent application 6:55	358	March 12, 2001	3.5		✓
	preparing patent application 2:30	358	March 12 2001	1.5		✓
	preparing patent application	358	March 15/16 2001	2.5		✓
	preparing patent application 2:50	358	March 8 2001	2.5		✓
	preparing patent application 8:50	358	March 17 2001	4.0		/
	preparing patent application 1:50	358	March 20, 2001	1.0		/
	preparing patent application 4:15	358	March 20, 2001	1.1		✓
	preparing patent application 5:00	358	March 21, 2001	3.5		/
	preparing patent application 5:00	358	March 21, 2001	1.1		/
	preparing patent application	358	March 22, 2001	1.4		/
	transmitting drawings to draftsman	358	March 23, 2001	0.3		✓
	preparing patent application 4:55	358	March 23, 2001	0.8		✓
	Forwarding 1st draft to Jennifer	358	March 24, 2001	0.3		✓
	to a. Jennifer Mann 10:15	358	April 6 2001	1.0		/
	preparing patent application 8:35 12:50	358	April 9 2001	3.3		/
	preparing patent application 2:05 5:35	358	April 9, 2001	3.5		✓
	reviewing letter to Jennifer Mann	358	April 9, 2001	0.5		✓
	reviewing filing particulars 5:55	358	April 18, 2001	0.3		✓
	revising application	358	April 26, 2001	1.5		
	" "	037		0.3		

IMPORTANT: - DO NOT ENTER CODED S/C OR DISB. ON
ADNRF IF THEY HAVE BEEN ENTERED AT VDT

10103-263

IN- FILE LOG
DEFERRED BILLING DATA

[illegible]

POSTAGE

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Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82538

EXHIBIT M3

4/9/01

Mattar, Brigide

From: Jennifer.Marvin@cn.ca
Sent: Friday, April 06, 2001 5:16 PM
To: bmattar@smart-bigger.ca
Subject: Re: Patent Inventors

eSafe Protect Gateway (tm) has scanned this mail for viruses, vandals and suspicious attachments and has found it to be CLEAN.
Hi Brigide,

The following are the inventors, listed in the order they should appear:

1. Wayne Randell
2437 Lamoka Court
Oakville, ON
L6H 5Z7

2. Len Podgurny
1577 Truscott Drive
Mississauga, ON
L5J 1Z5

3. Ted Widlake
39 Orchard Drive
Grimsby, ON
L3M 3B1

Thanks ,

Jen

Jennifer Marvin
eBusiness Client Manager
Business Improvement Group
Revenue Management
Toronto
Phone: (416) 217-6085
Fax: (416) 217-6190

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M4

4/9/01

Mattar, Brigide

From: Mattar, Brigide
Sent: Monday, April 09, 2001 5:26 PM
To: 'Jennifer Marvin (E-mail)'
Cc: 'Brigitte K. Catellier (E-mail)'
Subject: Patent Application

OUR REFERENCE: 10103-169

Jennifer,

I am sending herewith for your review a revised draft of the patent application for the Method and System for Processing Invoices providing a multi-stage invoice handling process. Please provide me with your comments at your earliest convenience preferably by April 17, 2001.

Once I receive your final comments, I will be sending you a paper copy of the final application by courier along with forms to be executed by the inventors and witnesses.

Please do not hesitate to contact me if you have any questions or comments during your review.

Regards,



Brigide Mattar
Smart & Biggar
Fetherstonhaugh & Cie/Co.
1000 rue de la Gauchetière Ouest/St. West, Suite 3400
Montréal, Québec
Canada H3B 4W5
Tél: (514) 954-1500
Fax: (514) 954-1396
Adresse électronique/E-mail: bmattar@smart-biggar.ca

*****RENSEIGNEMENT IMPORTANT*****

LA PRÉSENTE COMMUNICATION EST CONFIDENTIELLE ET EST STRICTEMENT DESTINÉE À LA PERSONNE IDENTIFIÉE CI-HAUT. SI VOUS N'ÊTES PAS CE DESTINATAIRE, VEUILLEZ NOTER QUE TOUTE DIVULGATION OU UTILISATION DE CETTE COMMUNICATION EST ILLÉGALE. SI VOUS AVEZ REÇU LA PRÉSENTE COMMUNICATION PAR ERREUR, VEUILLEZ IMMÉDIATEMENT NOUS EN AVISER PAR TÉLÉPHONE AU (514) 954-1500 (À FRAIS VIRÉS) ET NOUS RETOURNER L'ORIGINAL, SANS EN CONSERVER DE

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M5

Mattar, Brigide

From: Mattar, Brigide
Sent: April 9, 2001 5:01 PM
To: Brigitte K. Catellier (E-mail)
Subject: FW: Patent Application

Brigitte,

We are preparing the final documents for the application entitled "Method and System for Processing Invoices". The final draft will be forwarded to you shortly. Jennifer has provided me with the names and addresses of the inventors copy of which is attached. Can you confirm that the name and civic address of the legal entity which will hold the rights to the patent application is as follows:

Canadian National Railway Corporation
16th floor
935 de la Gauchetiere Street West
Montreal, Quebec
H3B 2M9

Regards,

Brigide Mattar
Smart & Biggar
Fetherstonhaugh & Cie/Co.
1000 rue de la Gauchetiere Ouest/St. West, Suite 3400 Montréal, Québec Canada H3B 4W5
Tél: (514) 954-1500
Fax: (514) 954-1396
Adresse électronique/E-mail: bmattar@smart-biggar.ca

-----Original Message-----

From: Jennifer.Marvin@cn.ca [mailto:Jennifer.Marvin@cn.ca]
Sent: Friday, April 06, 2001 5:16 PM
To: bmattar@smart-biggar.ca
Subject: Re: Patent Inventors

eSafe Protect Gateway (tm) has scanned this mail for viruses, vandals and suspicious attachments and has found it to be CLEAN.

Hi Brigide,

The following are the inventors, listed in the order they should appear:

1. Wayne Randell
2437 Lamoka Court
Oakville, ON
L6H 5Z7

2. Len Podgurny
1577 Truscott Drive
Mississauga, ON
L5J 1Z5

3. Ted Widlake
39 Orchard Drive
Grimsby, ON
L3M 3B1

Thanks ,

Jen

Jennifer Marvin
eBusiness Client Manager
Business Improvement Group
Revenue Management
Toronto
Phone: (416) 217-6085
Fax: (416) 217-6190

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M6

4/9/01

Mattar, Brigitte

From: BRIGITTE.CATELLIER@cn.ca
Sent: Monday, April 09, 2001 5:28 PM
To: Mattar, Brigitte
Subject: Re: FW: Patent Application

eSafe Protect Gateway (tm) has scanned this mail for viruses, vandals and suspicious attachments and has found it to be CLEAN.
Corporation should be Company. Thank you.

"Mattar, Brigitte" <bmattar@smart-blggar.ca> on 04/09/2001 05:03:30 PM

To: "Brigitte K. Catellier (E-mail)" <catell02@cn.ca>
cc:

Subject: FW: Patent Application

Brigitte,

We are preparing the final documents for the application entitled "Method and System for Processing Invoices". The final draft will be forwarded to you shortly. Jennifer has provided me with the names and addresses of the inventors copy of which is attached. Can you confirm that the name and civic address of the legal entity which will hold the rights to the patent application is as follows:

Canadian National Railway Corporation
18th floor
935 de la Gauchetière Street West
Montreal, Quebec
H3B 2M9

Regards,

Brigitte Mattar
Smart & Biggar
Fetherstonhaugh & Cie/Co.
1000 rue de la Gauchetière Ouest/St. West, Suite 3400
Montréal, Québec
Canada H3B 4W5
Tél: (514) 954-1500
Fax: (514) 954-1396
Adresse électronique/E-mail: bmattar@smart-blggar.ca

4/9/01

-----Original Message-----

From: Jennifer.Marvin@cn.ca [mailto:Jennifer.Marvin@cn.ca]

Sent: Friday, April 08, 2001 5:18 PM

To: bmattar@smart-bigger.ca

Subject: Re: Patent Inventors

eSafe Protect Gateway (tm) has scanned this mail for viruses, vandals and suspicious attachments and has found it to be CLEAN.

Hi Brigide,

The following are the inventors, listed in the order they should appear:

1. Wayne Randell
2437 Lamoka Court
Oakville, ON
L6H 5Z7

2. Len Podgurny
1577 Truscott Drive
Mississauga, ON
L5J 1Z5

3. Ted Widlake
39 Orchard Drive
Grimsby, ON
L3M 3B1

Thanks ,

Jen

Jennifer Marvin
eBusiness Client Manager
Business Improvement Group
Revenue Management
Toronto
Phone: (416) 217-6085
Fax: (416) 217-6190

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M7

Mattar, Brigide

From: Jennifer.Marvin@cn.ca
Sent: April 11, 2001 8:51 AM
To: Mattar, Brigide
Subject: Re: Patent Application

Attachments: Microsoft Word 4; Adobe Portable Document



Specification.doc (141 KB)



Visio-10103-169.pdf (83 KB)

eSafe Protect Gateway (tm) has scanned this mail for viruses, vandals and suspicious attachments and has found it to be CLEAN.

File: Specification.doc (143,872 bytes)
Encoding: Base64
Result: Clean.

Hi Brigide,

I will contact you tomorrow with my comments - probably after noon.

Thanks

Jen

"Mattar,
Brigide"
<jennifer.marvin@cn.ca>
<catell02@cn.ca>
biggar.ca>
2001-04-09
05:28 PM

To: "Jennifer Marvin (E-mail)"
cc: "Brigitte K. Catellier (E-mail)"
Subject: Patent Application

OUR REFERENCE: 10103-169

Jennifer,

I am sending herewith for your review a revised draft of the patent application for the Method and System for Processing Invoices providing a multi-stage invoice handling process. Please provide me with your comments at your earliest convenience preferably by April 17, 2001.

Once I receive your final comments, I will be sending you a paper copy of the final application by courier along with forms to be executed by the inventors and witnesses.

Please do not hesitate to contact me if you have any questions or comments during your review.

Regards,

<<Specification.doc>> <<Visio-10103-169.pdf>>

Brigide Mattar
Smart & Biggar
Fetherstonhaugh & Cie/Co.
1000 rue de la Gauchetière Ouest/St.West, Suite 3400
Montréal, Québec
Canada H3B 4W5
Tél: (514) 954-1500
Fax: (514) 954-1396
Adresse électronique/E-mail: bmattar@smart-biggar.ca

*****RENSEIGNEMENT IMPORTANT*****

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*****IMPORTANT INFORMATION*****

THE INFORMATION CONTAINED IN THIS TRANSMISSION IS CONFIDENTIAL AND ONLY FOR THE INTENDED RECIPIENT IDENTIFIED ABOVE. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (514) 954-1500 (COLLECT) OR BY RETURN E-MAIL AND DESTROY THE ORIGINAL MESSAGE, RETAINING NO COPY.

(See attached file: Specification.doc) (See attached file: Visio-10103-169.pdf)

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M8

Brigide Mattar
bmattar@smart-biggar.ca

Montreal file no. 10103-169/170

April 23, 2001

Mrs. Jennifer Marvin
CANADIAN NATIONAL RAILWAY COMPANY
277 Front Street West
5th floor
Toronto, Ontario
M5V 2X9

BY COURIER

RE: Proposed Patent Application in Canada and in United States
Applicant: CANADIAN NATIONAL RAILWAY COMPANY
Title: METHOD AND SYSTEM FOR PROCESSING INVOICES
Your ref. : _____

Dear Jennifer,

We have completed the preparation of a patent application on the above noted subject matter. Assuming that you find the application to your satisfaction, we will file it in the Canadian Patent Office and in the United States Patent and Trademark Office. Please find attached the following documents:

1. a final draft of the application, including formal drawings;
2. a Declaration and Power of Attorney to be executed by the inventors at the indicated areas;
3. two Assignments to be executed by the inventors and a witness at the indicated areas;

April 23, 2001

Please ask the inventors to check the Declaration and the Assignments to ensure that the information contained therein is correct. If any information is incorrect, such as the address or the spelling of the inventor's name, please ask them to mark the changes on all documents and initialize the changes.

Would you kindly return the signed documents, **BY FAX**, immediately with the originals by mail as soon as possible thereafter. If the inventors make changes to the application or the drawings, please do not sign the above documents and contact the undersigned immediately.

Please note that under current rules, the applicant or any party having an interest in the invention or involved in the preparation or the prosecution of the application has a duty to promptly disclose to the U.S. Patent Office the prior art known to him which can be material to the patentability of the subject matter on which protection is sought. Failure to comply with this requirement may result in the eventual patent being held invalid and unenforceable. We will be submitting the following documents along with the filing of the application:

U.S. patent	6,128,603
U.S. patent	6,070,150
U.S. patent	6,044,362
Canadian patent	2,307,497
Canadian patent	2,302,577

We thank you for your cooperation and we remain,

Yours very truly,

FETHERSTONHAUGH



Brigide Mattar

BM//jqb
Encls.

c.c. Brigitte Caillier
Oliver Chou

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M9

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M10

Bisson, Johanne

From: Mattar, Brigitte
Sent: Thursday, April 26, 2001 9:01 AM
To: Bisson, Johanne
Subject: FW: Patent Applications

Importance: High

JQB,

This e-mail is for files 10103-169 / 170 / 171 and 172. Can you modify all the documents to reflect the changes requested below by the client (petitions, transmittal letters, assignments, declarations, IDS etc...) as well as any necessary transmittal letters to request new signatures. If possible, I would like all the final documents to be sent today as the filing deadline in CA and in the US is due for Monday.

Thanks for your help,

BM

-----Original Message-----

From: Renata.Gut@cn.ca [mailto:Renata.Gut@cn.ca]
Sent: Wednesday, April 25, 2001 7:51 PM
To: bmmattar@smart-blggar.ca
Cc: Jennifer.Marvin@cn.ca
Subject: Patent Applications

Hello Brigitte,

I tried contacting you by phone earlier today but your office was closed after 5:00 pm.

I am responding on behalf of Jennifer Marvin. Jennifer advised me that she reviewed the documents and has no further changes to add, with the exception of the following modifications to the existing names:

Wayne Randell should read: Wayne L. Randell
Len Podgurny should read: Leonard A. Podgurny
Ted Widlake should read: Edward A. Widlake, 39 Orchard Parkway

When these changes are made, please have the revised document couriered to my attention. I will make sure the above individuals sign the document and I will then courier everything back to you.

I am located in the same office as Jennifer at 277 Front St. W., 5th floor.

Thank you,

Renata Gut

eCommerce Client Team
Business Improvement Group
Revenue Management
(416) 217-6872

*Let's
April 26, 2001*

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82538

EXHIBIT M11

4/26/01

Mattar, Brigitte

From: Mattar, Brigitte
Sent: Thursday, April 26, 2001 9:09 AM
To: 'Renata.Gut@cn.ca'
Cc: Jennifer Marvin (E-mail)
Subject: RE: Patent Applications

1
Thank you Renata.

We will be preparing the revised forms today and we will be sending them to you by overnight courier. Please have all the forms signed, dated by the inventors and witnessed by a third party and return them to us by fax (514-954-1396) with the originals by mail. In the meantime, should you have any questions, please feel free to give me a call at 514-954-1500 ext. 223. After hours, simply dial ext. 223 when the answering service picks up and you should be connected to my office.

Regards,

Brigitte Mattar
Smart & Biggar
Fetherstonhaugh & Cie/Co.
1000 rue de la Gauchetière Ouest/St. West, Suite 3400
Montréal, Québec
Canada H3B 4W5
Tél: (514) 954-1500
Fax: (514) 954-1398
Adresse électronique/E-mail: bmattar@smart-blggar.ca

*****RENSEIGNEMENT IMPORTANT*****

LA PRÉSENTE COMMUNICATION EST CONFIDENTIELLE ET EST STRICTEMENT DESTINÉE À LA PERSONNE IDENTIFIÉE CI-HAUT. SI VOUS N'ÊTES PAS CE DESTINATAIRE, VEUILLEZ NOTER QUE TOUTE DIVULGATION OU UTILISATION DE CETTE COMMUNICATION EST ILLÉGALE. SI VOUS AVEZ REÇU LA PRÉSENTE COMMUNICATION PAR ERREUR, VEUILLEZ IMMÉDIATEMENT NOUS EN AVISER PAR TÉLÉPHONE AU (514) 954-1500 (À FRAIS VIRÉS) ET NOUS RETOURNER L'ORIGINAL, SANS EN CONSERVER DE COPIE.

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—Original Message—

From: Renata.Gut@cn.ca [<mailto:Renata.Gut@cn.ca>]
Sent: Wednesday, April 25, 2001 7:51 PM
To: bmattar@smart-blggar.ca
Cc: Jennifer.Marvin@cn.ca
Subject: Patent Applications

Hello Brigitte,

4/26/01

I tried contacting you by phone earlier today but your office was closed after 5:00 pm.

I am responding on behalf of Jennifer Marvin. Jennifer advised me that she reviewed the documents and has no further changes to add, with the exception of the following modifications to the existing names:

Wayne Randell should read: Wayne L. Randell

Len Podgurny should read: Leonard A. Podgurny

*Ted Widlake should read: Edward A. Widlake, 39 Orchard Parkway

When these changes are made, please have the revised document couriered to my attention. I will make sure the above individuals sign the document and I will then courier everything back to you.

I am located in the same office as Jennifer at 277 Front St. W., 5th floor.

Thank you,

Renata Gut

eCommerce Client Team
Business Improvement Group
Revenue Management
(416) 217-6872

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M12

Mattar, Brigide

From: Mattar, Brigide
Sent: April 27, 2001 4:08 PM
To: Renata Gut (E-mail)
Subject: FW: Dossiers 10103-169-170-171-172

Importance: High




Attachments: ASS-CA 10103-169.doc; ASS-US 10103-170.doc; Declaration 10103-170.doc; ASS-CA 10103-171.doc; ASS-US 10103-172.doc; Declaration 10103-172.doc




Renata,

I apologize for the delay. Here are the six (6) documents that must be signed by the inventors. If you have any questions, please do not hesitate to call me.

Thank you very much for your help.

Brigide Mattar

  
ASS-CA ASS-US Declaration
10103-169.doc (33 K) 10103-170.doc (32 K) 10103-170.doc (67 ..

  
ASS-CA ASS-US Declaration
10103-171.doc (33 K) 10103-172.doc (32 K) 10103-172.doc (67 ..

Smart & Biggar
Fetherstonhaugh & Cle/Co.
1000 rue de la Gauchetière Ouest/St. West, Suite 3400
Montréal, Québec
Canada H3B 4W5
Tél: (514) 954-1500
Fax: (514) 954-1396

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Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M13

FETHERSTONHAUGH
Patent & TradeMark Agents

10103-170

1000 de la Gauchetiere St., West
suite 3400
Montreal, Quebec H3B 4W5

telephone: (514) 954-1500
toll free: 1-800-363-4347
facsimile: (514) 954-1396
telex: 052-4183

Please quote: SENNIGER, POWERS
LEAVITT & ROEDEL
One Metropolitan Square
16th Floor
St-Louis MO 63102
U.S.A.

Date: April 27, 2001

Please file a new application in accordance with the following particulars:

Country: United States of America

Applicant: CANADIAN NATIONAL RAILWAY COMPANY
935 de la Gauchetiere St. West
16th Floor
Montreal, Quebec H3B 2M9
CANADA
(Large Entity)

Inventor(s):

1) Wayne L. RANDELL
2437 Lamoka Court
Oakville, Ontario
L6H 5Z7
CANADA

2) Leonard A. PODGURNY
1577 Truscott Drive
Mississauga, Ontario
L5J 1Z5
CANADA

3) Edward A. Widlake
39 Orchard Parkway
Grimsby, Ontario
L3M 3B1
CANADA

Title: METHOD AND SYSTEM FOR PROCESSING INVOICES

Priority to
be claimed: None

Documents enclosed:

Patent Application:

Abstract: 1 page
Disclosure: 29 pages
Claims: 47 claims on 14 pages
Drawings: 7 Figures on 6 sheets
Declaration and power: 4 pages (signed)
Assignment: 2 pages (signed)
Copy of documents
cited in PTO-1449: X
Priority Document: N/A

Remarks: THE APPLICATION MUST BE FILED ON APRIL 30, 2001 concurrently
with the application for our ref.: 10103-172.

Please acknowledge the safe receipt of this order and confirm that you
have received all the pages of the application as identified above by
fax and/or telephone.

Yours very truly,

FETHERSTONHAUGH

Brigide Mattar

BM/jgb

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT M14

SENNIGER, POWERS, LEAVITT & ROEDEL
ATTORNEYS AT LAW

FRANK E. AGOVINO
DERICK E. ALLEN
ROBERT M. BAIN
C. HARLEY BLOSSER
JOHN M. BODENHAUSEN
RICHARD L. BRIDGE
JAMES E. BUTLER, PH.D.
SARAH J. CHICKOS
J. BENNETT CLARK
CHUCK AS E. COHEN, PH.D.
D. S. CRAWFORD, JR.
M. J. L. CUYLER
JAMES E. DAVIS
PATRICK S. EAGLEMAN
ROBERT M. EVANS, JR.
PAUL I. J. FLEISCHUT
MICHAEL E. GODAR
CHRISTOPHER M. GOFF
DAVID M. GRITS
EDWARD J. HRIK
KAREN V. HUI

EURT F. JAMES
VINCENT M. KEIL
ANTHONY E. KINNEY
AHAI J. KIRK
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MICHAEL G. MUMFELL
DEBRA D. NYE
KATHLEEN M. PETRILLO
LAURA R. POLYCH
SEITH A. SABENBERG
STEVEN M. RITCHIE
JOHN K. ROEDEL, JR.
JOSEPH A. SCHAFER
RICHARD A. SCHUTZ
WEO MARSHALL THOMAS
DONALD W. TUDGEL
SCOTT A. WILLIAMS

ONE METROPOLITAN SQUARE
16TH FLOOR
ST. LOUIS, MISSOURI 63102
314-291-5400

FACSIMILE 314-291-6942
<http://www.senniger.com>

PATENTS, TRADEMARKS, COPYRIGHTS
AND RELATED MATTERS

OF COUNSEL
IRVING POWERS
RICHARD G. HEYWOOD
ROBERT J. LEWIS

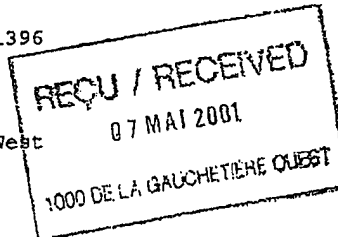
STUART N. SENNIGER
(1931-1997)

April 30, 2001

CONFIRMATION COPY

VIA FACSIMILE - 1- 514-954-1396

Ms. Brigide Mattar
Fetherstonhaugh & Co.
1000 De La Gauchetiere St. West
Suite 3400
Montreal, Quebec H3B 4W5
Canada



Re: U.S. Patent Application for METHOD AND SYSTEM FOR PROCESSING
INVOICES (Your Ref. 10103-170; Our File CNR 5510)

U.S. Patent Application for METHOD AND SYSTEM FOR HANDLING
INVOICES (Your Ref. 10103-172; Our File CNR 5511)

Dear Ms. Mattar:

We acknowledge and confirm receipt of your April 27, 2001
instruction letter with attachments.

The above-referenced applications have been filed in the
U.S. Patent Office with today's filing date of April 30, 2001.
* We enclose copies of the applications and filing papers with the
confirmation copy of this letter.

Sincerely,

Paul I. J. Fleischut

PIF/leb
*Enclosures

BY

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT N1

FILE NO. 10103-171

IN-FILE LOG DEFERRED BILLING DATA

S/C OR DISB. ADI NO.	DESCRIPTION	AGENT OR GROUP NO.	DATE	TIME IN MINUTES	DISB. OR S/C \$	ENTERED AT VDT
	opening file + 1st contact ltr	358	March 8 2001	0.2		✓
	preparing patent application	358	March 28 2001	0.5		✓
	preparing patent application	358	April 10 2001	3.0		✓
	preparing patent application	358	April 11 2001	3.4		✓
	" " "	Ems	April 11 2001	0.5		✓
	preparing patent application	358	April 11 2001	2.0		✓
	preparing patent application	358	April 11 2001	1.0		✓
	preparing patent application	358	April 12 2001	3.5		✓
	preparing patent application	358	April 13 2001	3.8		✓
	preparing patent application	358	April 16 2001	3.5		✓
	preparing patent application	358	April 18 2001			✓
	Photocopies (80)	358	April 18 2001	0.2		✓
	forwarding 1st draft application	358	April 26 2001	1.5		✓
	revising application	358	April 26 2001	0.3		✓
	revising application	358	April 27 2001			✓
	photocopies 180	358	April 27 2001	1.0		✓
	reviewing filing particulars	358	April 27 2001	1.0		✓
	Preparing to submit (verify info)	358	May 2 2001			✓
	photocopies 180	358	May 2 2001			✓
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		✓
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		✓
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		✓
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		✓
	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		✓

IMPORTANT - DO NOT ENTER CODED S/C OR DISB. ON

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT N2

Mattar, Brigide

From: Mattar, Brigide
Sent: April 18, 2001 12:11 PM
To: Jennifer Marvin (E-mail)
Cc: Brigitte K. Catellier (E-mail)
Subject: 2nd patent application
Attachments: Specification.doc; Visio-10103-171.pdf

OUR FILE NUMBER: 10103-171

Jennifer,

I am sending herewith for your review a first draft of the patent application for the Method and System for Processing Invoices providing a multi-level invoice handling. Keep in mind that this is a very rough draft. I am also sending you a paper copy of the application by courier along with a letter explaining in detail the different sections of the patent applications and as well as describing required additional information.

Please provide me with your comments at your earliest convenience preferably by April 23, 2001. Please do not hesitate to contact me if you have any questions or comments during your review.



Specification.doc
(111 KB)



Visio-10103-171.pdf
(86 KB)

Brigide Mattar
Smart & Biggar
Fetherstonhaugh & Cie/Co.
1000 rue de la Gauchetière Ouest/St. West, Suite 3400
Montréal, Québec
Canada H3B 4W5
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Fax: (514) 954-1396
Adresse électronique/E-mail: bmattar@smart-blggar.ca

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RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION OR USE OF THIS COMMUNICATION IS UNLAWFUL. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE (514) 954-1500 (COLLECT) OR BY RETURN E-MAIL AND DESTROY THE ORIGINAL MESSAGE, RETAINING NO COPY.

Application No. 09/845,396
Affidavit under 37 CFR 1.131

PATENT
Attorney Docket No. 32423/82536

EXHIBIT N3

Brigide Mattar
bmattar@smart-bigger.ca

Montreal file no. 10103-171

April 20, 2001

Mrs. Jennifer Marvin
CANADIAN NATIONAL
277 Front Street West
5th Floor
Toronto, Ontario
M5V 2X9

BY COURIER

Subject: Proposed Patent Application in Canada
Applicant: CANADIAN NATIONAL RAILWAY COMPANY
Inventor(s): TBD
Title: METHOD AND SYSTEM FOR
HANDLING INVOICES
Your Ref.: N/A

Dear Jennifer:

According to your instructions, we have now completed the preparation of a first draft of a patent application that you will find enclosed for your review.

The patent application contains two sections, namely the specification and the claims. The purpose of the specification is to provide a written description of the inventive concept and also a specific example on how to embody this inventive concept. In many countries of the world, including the United States and Canada, the Law requires that the specific example disclosed is the best mode known to the inventor to put the invention into practice. Failure to comply with this requirement may result in an eventual patent being held invalid or unenforceable. Accordingly, in reviewing the patent application draft, we request that you ensure that the description of the invention that is provided is complete, technically accurate and that the example of how to carry-out the invention in practice is the one that the inventor considers the most desirable.

April 20, 2001

Another important point to keep in mind while reviewing the application is to ensure that all the information on which eventually you may desire to seek patent protection is disclosed. More specifically, it is always desirable to present in the application several embodiments of how to carry-out the invention. If you have developed or if you know how alternate embodiments can be manufactured or used, please provide us with this additional information so that we can enter it in the application.

The section of the patent application that contains the claims is extremely important and we strongly advise that you consider it carefully. The purpose of the claims is to define the scope of the subject matter on which you are presently seeking protection. Thus, if the claims are drafted too narrowly, the eventual patent may not provide you with a level of protection that is satisfactory. It is therefore, important that you consider each claim of the application and if you find that the claims contain elements that are not critical to the inventive principle and that may unduly limit the scope of protection, please let us know so that we can review them.

Another important issue that must be considered before filing the application is the question of inventorship. Only the individuals that have effected a considerable contribution to the development of the subject matter on which protection is sought (subject matter as defined in the claims) qualify as inventors in the patent application. In reviewing the claims we therefore request that you identify the individuals that have developed the claimed subject matter so that we can note our records that they should be named as inventors. In this regard, note that even though the contribution of an individual may be restricted to a single claim, this suffices for this individual to qualify as inventor.

In order to qualify as inventor, the contribution of an individual should be significant, not merely as a result of participation in a project. The inventor is the one that has originated either alone or in conjunction with others, the subject matter in a claim. Generally, the mere completion of laboratory work under guidance of another does not suffice to raise the contribution to an inventorship level. The same is also true for managerial activities in a project.

Please note that during the prosecution of the application, the inventorship may change as a result of cancellation of claims or amendments made to claims. It is therefore important that you review in detail any modifications to the claims as they may occur in the future and advise us if the subject matter on which one or more inventors bases its (their) inventorship status is withdrawn so that we can effect the modifications to the inventorship accordingly.

When identifying the inventors for this application please also provide us with their residential addresses and their citizenship. This information will be useful to us during the preparation of the formal papers necessary to file the application.

April 20, 2001

Finally, we need to know if this application will be assigned to a third party or if it will be filed under the names of the inventors. If the application is assigned, then we need to know the name of the assignee and its official address so that we can prepare the necessary title document that will be sent to you for execution by the inventors.

Unless otherwise advised, we will assume that the rights in this application will be assigned to the Canadian National Railway Company and will proceed accordingly.

Please provide us with your comments, preferably in writing, as soon as possible.

Yours very truly,

FETHERSTONHAUGH



Brigide Mattar
for: Stephan P. Georgiev

SPG/BM/ms

Encls.

cc: Mrs. Brigitte Catellier (with enclosures)